

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION**

**Dr. Robert W. Malone**

vs.

**Peter R. Breggin, MD, et al.**

Action No: 3:22CV00063

Date: December 11, 2023

Judge: Norman K. Moon

Court Reporter: Lisa Blair

Deputy Clerk: Carmen Amos

Plaintiff Attorney(s)

Evan D. Mayo

Defendant Attorney(s)

William M. Stanley, Jr.  
Counsel for Peter R. Breggin, MD &  
Ginger Ross Breggin

Craig T. Merritt & Ronnie Bitman  
Counsel for Dr. Jane Ruby

**PROCEEDINGS:**

All parties present by Zoom video-conference for hearing on the following pending motions:

ECF No. 42 – Motion to Dismiss for Failure to State a Claim & ECF No. 44 – Motion to Dismiss for Lack of Jurisdiction filed by Defendants Peter R. Breggin, MD & Ginger Ross Breggin;

ECF No. 46 – Motion to Dismiss for Lack of Jurisdiction & ECF No. 47 – Motion to Dismiss for Failure to State a Claim filed by Defendant Dr. Jane Ruby.

Arguments heard. The Court determined the Plaintiff has not met his burden of proof as to jurisdiction and an appropriate opinion & order will be entered. The Court will order further briefing on attorney's fees request.

Time in Court: 2:07 – 3:04 p.m. (57 minutes)